

**State Board of Registration for Professional Surveyors
Indiana Government Center South
402 West Washington Street, Room W064
Indianapolis, Indiana 46201
Minutes of the January 24, 2014 Board Meeting**

Christine Arnold, Chairperson, called the meeting to order at 8:04 a.m. and declared a quorum in accordance with IC 25-4.

Members Present:

Christine Arnold, Chair
Richard Hudson
Doug Lechner
John Stephens
Michael DeBoy

State Officials Present:

Crystal Heard, Board Director, Indiana Professional Licensing Agency
Hannah Fichter, Assistant Board Director, Indiana Professional Licensing Agency
Gordon White, Deputy Attorney General, Office of the Attorney General

Board Action: A motion was to accept the amended agenda.
Hudson/Stephens
Motion carried 5/0/0.

Board Action: Minutes will be reviewed at the April 4, 2014 meeting.

REPORT FROM THE ATTORNEY GENERAL & BOARD LIAISON: Natalie Stidd presented consumer complaint report to the board. There are currently 10 consumer complaints open for 2014. Natalie also introduced her new supervisor, Laura Iosue.

PERSONAL APPEARANCE

Bluegrass Engineering (CE Provider) - Ronald Herrington, President, of Bluegrass Engineering & Surveying, Inc. did appear before the Board to discuss his distance learning course. Distance learning courses are either mailed and or faxed.

Board Action: A motion was made to allow Michael DeBoy and Doug Lechner to take exam under Bluegrass Engineering and report back to Director whether or not the program is lacking. Once investigation is conducted a hearing will be set for April.

DeBoy/Stephens
Motion carried 5/0/0

ADMINISTRATIVE HEARINGS

The court reporter for all hearings held was Peggy Morgan

In the Matter of Application for Keith Ethridge Administrative Cause No.: SBRLS 12-09

Case Summary: Keith Ethridge appeared before the board to show evidence he is qualified to sit for the exam.

Exhibit A Letter from Kevin Hennessy

Exhibit B: Email from Brian Mundy

Board Action: A motion was made to allow petitioner to sit for the exam.

Stephens/DeBoy

Motion carried 4/1/0 Lechner opposed

In the Matter of Registration for William Steele Administrative Cause No.: SBRPS 13-04

Case Summary: An administrative complaint was filed against Mr. Steele on November 9, 2013.

Natalie Stidd represented the State of Indiana.

State's Exhibit A- Brown Survey 2007

State's Exhibit B- Location Survey for Brown Property 2006

State's Exhibit E- Westfield Property

State's Exhibit F- March 4, 2010 Hoopingarner Property

State's Exhibit G- Hoffman Survey

State's Exhibit H- Mars Survey

Board Action: A motion was made to have Mr. Steele existing surveys be rectified minus Morgan survey, pay civil penalty of \$5,000, submit 10 surveys Mr. Steele believes are up to standard within the next 30 days since 2010 and be at the next meeting as a personal appearance.

Lechner/Stephens

Amended motion was made to change from personal appearance to a hearing and place license on probation.

Amended motion: Modify motion to give Mr. Steele 180 days pay the fine. If he does surrender license the fine will go away.

Final Motion: Five surveys (Brown, Westfield, Hoopingarner, Hoffman, and Mars) are to be fixed, pay a \$5,000 fine within 180 days and no work should be done during that time frame, 10 surveys are to be turned into the board within 30 days. There will be a hearing on April 4, 2014 to modify terms of probation.

Lechner/Stephens

Motion carried 5/0/0

In the Matter of Registration for Steven Williams Administrative Cause No.: SBRLS 07-01

Case Summary: Steven Williams was issued an Order to Show Cause. Natalie Stidd represented the State of Indiana and Jeffrey Eggers represented Respondent.

Board Action: A motion was made to continue the submitting surveys to a reviewer. He will need to submit names of a reviewer from the Indianapolis Metro Area to Gary Kent.

Stephens/Hudson

Motion carried 4/0/1 DeBoy recused himself.

In the Matter of Registration for Kenneth Ziese Administrative Cause No.: SBRLS 12-01

Case Summary: Natalie Stidd represented the State of Indiana.

Board Action: A motion was made to rewrite original order that shows the new definition of surveying, to include what Mr. Ziese cannot do.

Lechner/DeBoy

Motion carried 5/0/0

In the Matter of Registration for Roger Woodfill Administrative Cause No.: SBRLS 12-04

Case Summary: Natalie Stidd represented the State of Indiana. Mr. Roger Woodfill was not present nor was he represented by an attorney. Mr. Woodfill is currently suspended.

Board Action: A motion was made to issue a Notice of Proposed Default

Lechner/DeBoy

Motion carried 5/0/0

In the Matter of Registration for Ronald Morrison Administrative Cause No.: SBRLS 12-05
Case Summary: Ronald Morrison attended with counsel, James McDonald, to ask the Board to withdraw probation. He was placed on probation on October 17, 2012 and could not petition to reapply for one year.

Board Action: A motion was made to modify probation to extend probation within 12 months and he can submit any type of survey. After a year he can seek withdrawal of probation.

Stephens/Lechner
Motion carried 5/0/0

CONTINUING EDUCATION

Kermida, Inc
Civil Training, LLC
The above courses will be sent to Gary Kent via email.

DISCUSSION ITEMS

Michael Chabes (Discharge of Debtor) the board took no action on this matter.

LiDAR – INDOR RFP 13-08 LiDAR Light detection and ranging. Measures distances and ranges on the earth. Pose the follow question to INDOT does one that uses LiDAR have to be licensed professional surveyor vertical and horizontal clearances. The scope of the project is consistent to Indiana Law regarding the practice of surveying. The bid has been awarded but the Association is not aware of whether or not the company has a licensed surveyor or photogrammatist.

Robert Hood- petitioning exam; breakdown of questions -

REVIEW OF PROBATIONARY REPORTS

1. J. Bernard Feeney (Holloway) no report
2. Michael Sadlon (Stephens) Location report
3. Ronald Morrison (Kent) no report given
4. Stephen Williams (Kent) no report given
5. Roger Woodfill (Kent) no report given

PERMIT/LICENSURE APPLICATIONS

A motion was made to accept recommendations of applications.

Stephens/DeBoy
Motion carried 5/0/0

Professional Surveyors (by comity)

1. Kenneth Graves- approved
2. Chad Huber -denied
3. Dave Hobbs - denied
4. Robert Will –approved
5. Christopher Hوجلund- approved
6. Jason Juilleret - approved
7. Jeffrey Gellenthin- denied
8. Michael Randolph -denied
9. James Blondheim- approved
10. Alan Reece-denied

Professional Surveyors (by examination)

1. Eric Obermeier - denied
2. Jonathan D. Spinazzola -tabled
3. Tyler Thompson- approved

Surveyors Interns

1. Ryan Critchlow -approved
2. Branislav Olujić approved

There being no further business and having completed its duties, the meeting of the State Board of Registration for Professional Surveyors adjourned at 4:06 p.m.